

KLAUBER & JACKSON

ATTORNEYS AT LAW

CONTINENTAL PLAZA

411 HACKENSACK AVENUE

HACKENSACK, NEW JERSEY 07601

PATENT, TRADEMARK AND
COPYRIGHT CAUSES

(201) 487-5800

FACSIMILE: (201) 343-1684

WWW.KJPLAW.COM

email: info@kjplaw.com

STEFAN J. KLAUBER*
DAVID A. JACKSON
ALLAN H. FRIED*
MICHAEL D. DAVIS*
LAWRENCE D. MANDEL*
ROGER M. RATHBUN**BAR OTHER THAN N.J.
*COUNSEL

PATENT AGENTS

CHRISTINE E. DIETZEL, PH.D.
MICHAEL A. YAMIN, PH.D.

August 22, 2000

Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Re: International Patent Application
 No. PCT/ES99/00017, now
 U.S. Serial No. 09/600,848

Applicants : María Pilar PRIETO-DAPENA *et al*
 Title : PROMOTER AND REGULATOR SEQUENCES Ha ds10
 G1: A GENE LEA OF SUNFLOWER EXPRESSED
 EXCLUSIVELY IN SEEDS FROM THE MATURATION
 PHASE

Filing Date : July 24, 2000
 Docket No. : 1379-1-013

EXPRESS MAIL "MAILING CERTIFICATE NO." : EL629423982US
DATE OF DEPOSIT : AUGUST 22, 2000

SUBMISSION OF MISSING REQUIREMENTS UNDER
35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)

Dear Sir:

Responsive to the Notification of Missing Requirements Parts of Application under 35 U.S.C. 371 in the U.S. Designated/Elected Office, copy enclosed, Applicants submit herewith the following:

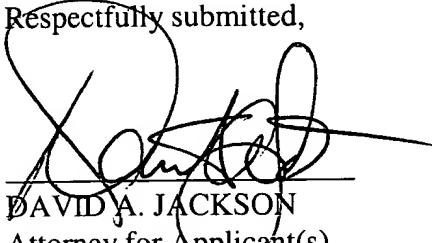
1. A combined Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 CFR 1.63.
2. Check in the amount of \$65.00 representing the surcharge (small entity) for late filing of the executed Declaration and Power of Attorney.

Box PCT
August 22, 2000
Page 2

Attorney Docket: 1379-1-013

3. Verified Statement Claiming Small Entity Status.

Applicant hereby authorizes that any charges in addition to the above authorized that relate to the filing and processing of the present Application in accordance with 37 CFR 1.16 and 1.17 may be charged to Deposit Account No. 11-1153. A duplicate copy of this letter is provided for this purpose.

Respectfully submitted,

DAVID A. JACKSON
Attorney for Applicant(s)
Registration No. 26,742

DAJ/lS
Enclosures



UNITED STATES DEPT. OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT
Washington, D.C. 20231

09/600848

09/600848

PRIETO, DALE
FIRST NAMED APPLICANT

ATTY. DOCKET NO. 379 1 013

DAVID A JACKSON
411 HACKENSACK AVENUE
4TH FLOOR
HACKENSACK NJ 07601

5611

INTERNATIONAL APPLICATION NO. PCT/US99/00017

LA. FILING DATE 01/23/99 PRIORITY DATE 01/23/98

DATE MAILED:

08/11/00

Due 9/11/00
000-211101

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494), an Elected Office (37 CFR 1.495):

U.S. Basic National Fee.
 Copy of the international application in: a non-English language. English.
 Translation of the international application into English.
 Oath or Declaration of inventors(s) for DO/EO/US.
 Copy of Article 19 amendments.
 Translation of Article 19 amendments into English.
 The International Preliminary Examination Report in English and its Annexes, if any.
 Translation of Annexes to the International Preliminary Examination Report into English.
 Preliminary amendment(s) filed 24 July 2000 and _____
 Information Disclosure Statement(s) filed _____ and _____
 Assignment document.
 Power of Attorney and/or Change of Address.
 Substitute specification filed _____
 Statement Claiming Small Entity Status.
 Priority Document.
 Copy of the International Search Report and copies of the references cited therein.
 Other:

RECEIVED

AUG 16 2000

KLAUSER & JACKSON

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
 b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
 c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917. unsigned

d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a large entity small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY 21 OR 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
5. The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: PCT/DO/EO/917 Notice of Defective Translation
 PTO-875

FORM PCT/DO/EO/905 (December 1997)

John A. Jackson
Telephone: (703) 305-3661